

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
1:19-cr-00027-MOC-WCM-4

UNITED STATES OF AMERICA,)
)
)
vs.)
)
LINDA MICHELLE PATINO,)
)
)
Defendant.)
)

ORDER

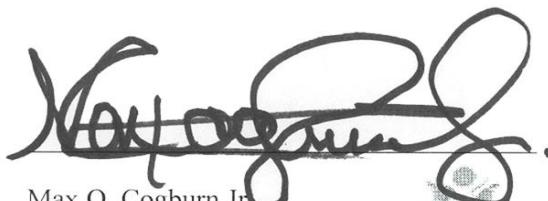
THIS MATTER comes before the Court on Defendant's pro se Motion for Compassionate Release/Reduction of Sentence. (Doc. No. 123). Defendant, an inmate at FCI Hazelton in Bruceton Mills, West Virginia, seeks a reduction of her sentence based on the need to care for her children.

Title 18, Section 3582(c)(1)(A)(i) authorizes criminal defendants to request compassionate release from imprisonment based on "extraordinary and compelling reasons." But before doing so, they must at least ask the Bureau of Prisons to do so on their behalf and give the Bureau thirty days to respond. See United States v. Raia, No. 20-1033, 2020 WL 1647922, at *1 (3d Cir. Apr. 2, 2020). Here, because Defendant has not first exhausted available administrative remedies, the Court denies Defendant's motion.

ORDER

IT IS, THEREFORE, ORDERED that Defendant's Motion for Compassionate Release/Reduction of Sentence, (Doc. No. 123), is **DENIED**, without prejudice to Defendant to refile the motion after she has exhausted her remedies with the BOP.

Signed: November 9, 2020



Max O. Cogburn Jr.
United States District Judge